1 Jeffrey H. Reeves (SBN 156648) Joshua A. Jessen (SBN 222831) 2 GIBSON, DUNN & CRUTCHER LLP 3161 Michelson Drive 3 Irvine, California 92612-4412 jreeves@gibsondunn.com IT IS SO ORDER 4 (949) 451-3800 (Telephone) 5 (949) 451-4220 (Facsimile) 6 and 7 S. Ashlie Beringer (admitted *pro hac vice*) Laura M. Sturges (admitted *pro hac vice*) 8 GIBSON, DUNN & CRUTCHER LLP 9 1801 California Street, Suite 4200 Denver, Colorado 80202 10 aberinger@gibsondunn.com (303) 298-5718 (Telephone) 11 (303) 313-2868 (Facsimile) 12 Attorneys for Plaintiffs and Counter-Defendants 13 14 UNITED STATES DISTRICT COURT 15 NORTHERN DISTRICT OF CALIFORNIA 16 SAN JOSE DIVISION 17 GRATEFUL DEAD PRODUCTIONS, a CASE NO. 06-07727 (JW) (PVT) California corporation, CADESTANSA, LLC, a 18 limited liability company on behalf of CARLOS STIPULATION AND PROPU SANTANA, an individual, JIMMY PAGE, an 19 ORDER REGARDING COUNTERindividual, ROBERT PLANT, an individual, **DEFENDANTS' SECOND EXTENSION** 20 JOHN PAUL JONES, an individual, OF TIME TO RESPOND TO RAYMOND MANZAREK, an individual, 21 **COUNTERCLAIMANTS' FIRST** ROBBY KRIEGER, an individual, JOHN AMENDED COUNTERCLAIMS DENSMORE, an individual, PEARL 22 COURSON, an individual, GEORGE 23 MORRISON, an individual, FANTALITY CORP., a Colorado corporation, SONY BMG 24 MUSIC ENTERTAINMENT, a Delaware general partnership, BMG MUSIC, a New York 25 partnership, and ARISTA RECORDS, a Delaware LLC, 26 Plaintiffs, 27 28

1 WILLIAM E. SAGAN, an individual, NORTON LLC, a limited liability company, and BILL 2 GRAHAM ARCHIVES LLC, d/b/a 3 WOLFGANG'S VAULT, a limited liability company, 4 Defendants. 5 NORTON LLC, a limited liability company, 6 BILL GRAHAM ARCHIVES LLC, d/b/a WOLFGANG'S VAULT, a limited liability 7 company, and WILLIAM E. SAGAN, an individual, 8 Counterclaimants, 9 10 v. 11 GRATEFUL DEAD PRODUCTIONS, a California corporation, CADESTANSA LLC, a 12 limited liability company on behalf of CARLOS SANTANA, an individual, JIMMY PAGE, an 13 individual, ROBERT PLANT, an individual, JOHN PAUL JONES, an individual, 14 RAYMOND MANZAREK, an individual, 15 ROBBY KRIEGER, an individual, JOHN DENSMORE, an individual, PEARL 16 COURSON, an individual, GEORGE MORRISON, an individual, FANTALITY 17 CORP., a Colorado corporation, SONY BMG 18 MUSIC ENTERTAINMENT, a Delaware general partnership, BMG MUSIC, a New York 19 partnership, and ARISTA RECORDS, a Delaware LLC, ROBERT WEIR, an individual, 20 WARNER MUSIC GROUP CORP., a Delaware corporation, RHINO ENTERTAINMENT, its 21 subsidiary, and BRAVADO INTERNATIONAL 22 GROUP, INC., a California corporation, 23 Counterclaim Defendants. 24 25 26

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IT IS HEREBY STIPULATED AND AGREED, by the parties through their respective counsel, that Counter-Defendants Grateful Dead Productions; Cadestansa LLC, a limited liability company on behalf of Carlos Santana; Jimmy Page; Robert Plant; John Paul Jones; Raymond Manzarek; Robby Krieger; John Densmore; Pearl Courson; George Morrison; Fantality Corp.; Sony BMG Music Entertainment; BMG Music; Arista Records; Robert Weir; Warner Music Group Corp.; Rhino Entertainment Company; and Bravado International Group, Inc. shall have a second extension of time of 15 days, up to and including December 18, 2007, to answer, move, or otherwise respond to the First Amended Counterclaims filed by Counterclaimants William E. Sagan; Norton LLC; and Bill Graham Archives LLC d/b/a Wolfgang's Vault.

Good cause exists for extending the time by which the Counter-Defendants must move, answer, or otherwise respond to Counterclaimants' First Amended Counterclaims. On November 20, 2007, the parties filed a Stipulation and [Proposed] Order To Stay Case Until April 1, 2008 To Allow Parties To Devote Time And Energy To Mediate Dispute ("Stipulation to Stay Case"). *See* Docket #165. If the Court enters the Stipulation to Stay Case, the deadline for Counter-Defendants to respond to Counterclaimants' First Amended Counterclaims will be adjusted per the terms of that Stipulation, as will several other deadlines. Currently, however, Counter-Defendants have only until December 3, 2007 to respond to the First Amended Counterclaims. If the Court does not enter the Stipulation to Stay Case prior to December 3, 2007, Counter-Defendants will require additional time to evaluate their response to the First Amended Counterclaims, which contain numerous factual allegations and eleven counterclaims. Therefore, the parties agree, subject to the approval of this Court, that Counter-Defendants should have an additional 15 days to move, answer, or otherwise respond to Counterclaimants' First Amended Counterclaims. This extension will have no material effect on the schedule for this case.

The Counter-Defendants have requested, and this Court has approved, one previous extension of time for Counter-Defendants to respond to Counterclaimants' First Amended Counterclaims. *See* Docket #164 (approving the parties' stipulation granting the Counter-Defendants a first extension of time of 14 days – up to and including December 3, 2007 – to move, answer, or otherwise respond to Counterclaimants' First Amended Counterclaims). Pursuant to Local Rule 6-2(a), other time

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1	modifications that have been entered in this case are set forth in the accompanying Declaration of	
2	Joshua A. Jessen.	
3	DATED: November 29, 2007	Respectfully submitted,
4		GIBSON, DUNN & CRUTCHER LLP Jeffrey H. Reeves
5		S. Ashlie Beringer Joshua A. Jessen
7		Laura M. Sturges
8		By:/s/ Joshua A. Jessen
9		Attorneys for Plaintiffs and Counter-Defendants
10	DATED: November 29, 2007	WINSTON & STRAWN LLP Michael S. Elkin
11		Thomas P. Lane Rebecca Lawlor Calkins
12		Erin R. Ranahan
13		By: Erin R. Ranahan
14		Attorneys for Defendants and Counterclaimants
15		
16	In accordance with Civil L.R. 5-4 and General Order No. 45(X)(B), I, Joshua A. Jessen, attest	
17	under penalty of perjury under the laws of the United States of America that I have the concurrence	
18	of the other signatories to this document	t.
19		/ T
20		<u>s/ Joshua A. Jessen</u> Joshua A. Jessen
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Gibson, Dunn & Crutcher LLP

**ORDER** THE PARTIES HAVING SO STIPULATED, AND GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT Counter-Defendants Grateful Dead Productions; Cadestansa LLC, a limited liability company on behalf of Carlos Santana; Jimmy Page; Robert Plant; John Paul Jones; Raymond Manzarek; Robby Krieger; John Densmore; Pearl Courson; George Morrison; Fantality Corp.; Sony BMG Music Entertainment; BMG Music; Arista Records; Robert Weir; Warner Music Group Corp.; Rhino Entertainment Company; and Bravado International Group, Inc. shall have up to and including December 18, 2007, to answer, move, or otherwise respond to the First Amended Counterclaims filed by Counterclaimants William E. Sagan; Norton LLC; and Bill Graham Archives LLC d/b/a Wolfgang's Vault. The Court reminds the parties of the Case Management Conference currently set for **December 17, 2007 at 10 A.M.** The parties shall file a Joint Case Management Statement by December 7, 2007. Dated: December 4, 2007 

Gibson, Dunn &